

COUNCIL PASSES ANTI GAMBLING BILL YESTERDAY

Measure Slides Through Upper House Without the Slightest Show of Opposition.

SALOON WOMAN ALSO BANISHED

Hunt's Anti-Gambling Bill and O'Neill's Saloon Woman Bill Pass—Other Bills in Council—Little Doing in House.

Special to the Silver Belt.

PHOENIX, Ariz., January 29.—The council took its blow at gambling today by passing the Hunt bill. The bill, with several others, was reported by the judiciary committee and half of the members availed themselves of the opportunity to talk and they spoke more at length vigorously for the bill.

Favorably reported by the committee, the council took the bill up for the third reading and final passage. The bill becomes effective April 1. Roemer of Cochise sought to amend it, extending the time to July 1 on account of the school tax, and McIntyre of Yuma seconded him. The amendment was lost by a vote of 10 to 2, and the bill passed by the same vote.

Saloon Woman Goes

O'Neill's bill excluding women from drinking places was passed without opposition.

Other bills passed by the council were:

Chairman Hunt's bill increasing the fees of jurors to \$3 a day and the house memorial to congress petitioning for an increase of salaries of legislators, the memorial having been amended by asking for an increase for all territories and omitting mention of any sum.

Kill Jap Resolution

House concurrent resolution No. 5, expressing sympathy with California in the Japanese matter, was defeated. The adoption of it last Friday by the council was reconsidered on Monday with the understanding that it would be modified so as not to reflect upon the administration, and later it was concluded to let the whole matter drop.

New Legislation

Bills were introduced in the council today as follows:

By McIntyre of Yuma establishing a board of examiners for physicians of the eye; another establishing a board of examiners for embalmers.

By Cleveland of Graham, authorizing supervisors to revoke liquor licenses when their privileges have been abused.

By Weedin, a memorial to the president and secretary of the interior on the subject of the San Carlos dam and protesting against the efforts of the Arizona railroad to secure a low line right of way.

Prospect of Prison Removal

At a caucus of the northern members of both houses held Monday night it was agreed to select a site for a branch territorial prison, which it is understood will be at Prescott. This is designed to take the reform school with it and ultimately the Yuma prison. There is said to be a great deal of

sympathy at Yuma on the subject. The people will not furnish title to the territory to the ground. It will take \$50,000 to make necessary repairs and in the light of circumstances the legislature would probably make no appropriation. The resolution is likely to be effected tomorrow.

Invited Roosevelt

Burke of Maricopa offered in the house a concurrent resolution inviting President Roosevelt to attend the unveiling of the Bucky O'Neill monument at Prescott next June.

Bill of Maricopa introduced a memorial praying congress to repeal the act giving the Santa Fe Pacific a franchise, that the road may be put on the tax list in this territory.

WORKED LATE SHAH FOR ENORMOUS CONCESSIONS

By Associated Press.
TEHRAN, Persia, January 29.—The Persian parliament has determined to cancel all gifts of lands made by the late shah after the proclamation of constitution and to investigate the circumstances under which they were granted. This measure is in accord with the wishes of the present shah and will effect several provinces and many members of the entourage of the late shah, who took advantage of the dying monarch's illness to secure enormous grants.

PLACE BAN ON INTER-MARRYING

Blacks and Whites, Indians and Negroes, Cannot Wed in Oklahoma

By Associated Press.

GUTHRIE, Okla., January 29.—By far the most interesting session of the convention which is in the midst of the constitution for the proposed state of Oklahoma was that of this afternoon, when the "Jim Crow" problem stole into the debate on the committee report forbidding marriage between whites and blacks and the Indian and negro races. The question of inserting in the constitution a clause providing for separate cars and waiting rooms in Oklahoma is the most delicate question which confronts the delegates.

Self-styled "conservatives" opposed the proposed measure on the ground that there is danger of the president vetoing the constitution.

The opposition contends that 75 percent of the delegates were elected on platforms specifying the "Jim Crow" clause. There is a disposition on the part of the majority to await the answer of the president to the memorial asking his opinion on the proposed clause.

The measure prohibiting intermarriages was adopted by the committee of the whole late this afternoon.

DEADLOCK STILL ON IN RHODE ISLAND

By Associated Press.
PROVIDENCE, R. I., January 29.—The tenth and eleventh ballots for the election of a United States senator showed no change. Goddard had 40, Colt 38, Wetmore 31 and Utter 1.

Tolstoy Not Very Sick

By Associated Press.
MOSCOW, January 29.—The son of Leo Tolstoy said today regarding the rumored dangerous illness of his father that the famous author had an attack of influenza last December, but has recovered. Since then he has been suffering from a cold, but his illness is taking a normal course and the patient is not in danger.

HOW RAILROADS WORK TOGETHER

Southern Pacific and Santa Fe Have Joint Monopoly on Pacific Coast Business.

ARE PARTNERS IN SMALL FEEDER LINES

Steamship Cargoes of Pacific Mail Given Alternately to the Southern Pacific and Santa Fe, Says General Manager.

By Associated Press.

SAN FRANCISCO, Cal., January 29.—Commissioner Lane today commenced the investigation of the relations between the Southern Pacific, the Union Pacific and the Santa Fe with the view of determining in what particulars, if any, the roads have violated the interstate commerce law.

It developed early in the hearing that the Southern Pacific and the Union Pacific roads, which are now one, and the Santa Fe, have entered into an alliance and between them control the rail transportation of the Pacific coast south of Oregon.

Joint Ownership of Roads

A. H. Payson, vice president of the Santa Fe, and John D. Spreckles gave interesting testimony. Payson disclosed the method by which the Santa Fe and Southern Pacific jointly formed the Northwestern Pacific Railroad company, each holding road having one-half of the capital stock of \$35,000,000.

Payson admitted that the Southern Pacific and Santa Fe have joint ownership of the Potrero stockyards, that a Southern Pacific line from Mohave to Needles is leased by the Santa Fe and that a small road built out of Bakersfield was built jointly and is operated alternately by the two roads.

Divided Cargo Shipments

The afternoon session was given entirely to the examination of R. P. Schwerin, vice president and general manager of the Pacific Mail Steamship company, as to how the company's business was divided between the Southern Pacific and Santa Fe. He said:

"When one ship comes in we give all the cargo to the Southern Pacific and when another cargo comes in we give all to the Santa Fe. This has been the practice for the past six months. We alter rates as we see fit. We give the Santa Fe an amount as nearly as practicable in proportion to the amount of freight they give us for shipment to the orient. The Southern Pacific will never interfere with any ship under my management."

Threats Did No Good

"At one time I threatened to turn over all the freight to the Santa Fe," said Schwerin, "if the Southern Pacific did not give us better car service."

"Did that bring any remembrance from the owners of the stock?"

"It did not."

After testifying as to the routing of freight after it was landed, which Schwerin said "was entirely in the hands of the two railroads," an adjournment was taken until tomorrow.

CONTRACT LABORERS TO HAWAII FROM SPAIN

By Associated Press.
HONOLULU, January 29.—The immigration society has chartered a steamer in London for the purpose of bringing one thousand Spaniards to Hawaii; the contract price for transportation being \$75,000.

The steamer America Maru, which arrived at Yokohama today, reported one death from the bubonic plague. The steamer was placed in quarantine and will be held until tomorrow morning, when it will continue its voyage to San Francisco.

ROOSEVELT IS LET DOWN EASY

California Senate, Expected to Arraign Roosevelt, Is Quite Tame

By Associated Press.

SACRAMENTO, Cal., January 29.—The unanimous passage of the bill of the assembly for the proposed constitutional amendment providing for direct primaries and the adoption by the senate of a resolution bearing on the Japanese issue, largely occupied the time of the legislature today.

The senate without debate adopted the majority resolution protesting against the interference of the federal government in the school affairs of this state, requested the governor and attorney general to do all things necessary to protect and save the rights of the state and commended them for the action they had already taken.

Both the minority and the majority resolutions were substitutes in the nature of compromises, all harsh criticisms and arraignments having been eliminated. The difference was principally in the matter of phraseology, the minority resolution reported by the Democrats

protesting against the "president's interference" instead of "federal government."

There was a decided change in the bellicose attitude of senators who were supposed to be for more radical action and the expected arraignment of President Roosevelt and the federal government failed of development.

An attempt to amend the minority resolution to contain a clause protesting against the naturalization of Japanese was quickly ruled out of order.

SENSATION IN THE THAW CASE

Two Jurors Accepted Monday Are Excused Without Apparent Cause Yesterday.

TWO OTHERS ARE ADDED TO THE JURY

Taking of Testimony Will Probably Begin Tomorrow—The Members of Thaw's Family Have Not Quarreled.

By Associated Press.

NEW YORK, January 29.—The first big surprise in the Thaw case occurred today when Justice Fitzgerald, on motion of the district attorney and with the consent of the attorneys for the defense, announced that the two jurors selected in yesterday's proceedings had been excused. "Without any reflection whatever on the jury," added the judge. The men in question were Arthur S. Campbell, superintendent of telephone construction, and Harold A. Faure, publisher.

District Attorney Jerome said: "The reasons for this action will not be made public, but are of a business nature." Faure created a mild sensation when he stated that he was utterly in ignorance of any reason why he was asked to step down. Campbell declared that he had too much respect for the court to give an interview. It is generally reported that Campbell had asked to be relieved. He begged to be excused when first placed on the jury.

Still Nine in Box

One new juror had been added when the excuse was announced and the second was subsequently secured offsetting the loss. When the court adjourned there were nine men in the box. Today they exhausted the original panel of two hundred and used eighteen of the new panel of one hundred summoned yesterday. The two sworn today were John H. Denne, traveling freight agent, 38 years of age, unmarried, native of New Orleans, and David H. S. Walker, real estate, aged 34 years, unmarried, a son of John Brisbane Walker. All seemed well pleased with the selection of Denne and Walker.

As soon as Denne said he was from Louisiana Thaw was seen in earnest consultation with his lawyer. Walker was accepted by the defense in spite of the fact that he said he knew Thaw White and many of the dead architect's friends. He had formed an opinion on the case and had expressed it many times. These facts Walker declared would not prevent him from rendering an impartial verdict.

One Challenge Left

Thaw's attorneys summarily excused seven talesmen today. The state challenged preemptorily only once. The defense now has thirteen challenges left and the state one.

Members of the Thaw family were all in court and for once disarmed those who circulated reports of family quarrels. The mother of the prisoner conversed and chatted with Mrs. Harry Thaw constantly. The Countess of Yarrow also talked freely with young Mrs. Thaw and Miss May McKendry was a participant in the family chats, notably during the luncheon recess when the party sat for a time in a circular group.

It is believed the taking of testimony cannot be reached before Thursday.

PORTLAND LOSES BY SLEET STORM

Thousands of Dollars Damage and Entire City Is Covered With Ice

By Associated Press.

PORTLAND, Ore., January 29.—The damage done by yesterday's and today's sleet storm in Portland and vicinity will not run far short of a quarter of a million. One telephone company suffered a loss of about \$100,000. The electric power companies are heavy losers. The street car system lost a large amount and three-fourths of its income yesterday and today has been lost. So far as ascertainable no fruit districts were hurt within the circumference of the storm.

No part of the city of Portland is not covered with ice.

Eight Hurt in Collision

By Associated Press.
SOUTH MALESTER, I. T., January 29.—Eight persons were injured, two trainmen fatally, in the collision of an M. K. & T. freight and a local passenger at Crowder City today.

TOO MUCH TALK NOT ENOUGH WORK

Senate Called Down by Hale for Delaying Passage of Important Legislation.

BEVERIDGE CONCLUDES TALK ON CHILD LABOR

Proposition to Knock Out Free Seeds Defeated in the House by Large Vote, the Farmers Winning Out, as Usual.

By Associated Press.

WASHINGTON, January 29.—The senate session today began with a lecture from Hale, who contended that too much talking and not enough work was being done. He had particular reference to the inability to secure passage of the diplomatic consular and fortifications appropriation bills, which are on the calendar. Therefore the session ended when the two measures had been disposed of.

Senator Beveridge concluded his three days' speech on the child labor bill. His argument today was devoted to the constitutional power of congress to prohibit interstate commerce in child-made goods. He took the broad grounds that the power of congress over interstate and foreign commerce was absolute and that such commerce can be prohibited altogether so far as power is concerned, and that in all cases, policy and not power is the point to be considered.

The senate today passed the diplomatic consular appropriation bill carrying over three millions. An amendment presented by Lodge was agreed to providing that salaries of all consular clerks be \$1,000 a year for the first three years, after which \$200 a year is to be added until a maximum of \$1,800 is reached.

Free Seeds Win

The house today passed the senate bill increasing the board of customs and appraisal in New York from ten to twelve. The agricultural appropriation bill occupied the most of the day and, as usual when the amendment striking out free distribution of seeds was reported the members from farming districts outvoted those from the cities and reversed the ruling of the chair by a vote of 136 to 85, and restored the paragraph as it has been the law for years.

Recommendations of the committee on agriculture to increase the salaries of Chief Forester Pinchot, Chief of the Bureau of Chemistry Dr. W. S. Wiley, from \$3,500 to \$4,500 went out on points of order.

An important amendment was adopted that no part of the money appropriated for expenses in the enforcement of the national pure food law should be paid to any state, city or district official, the amendment being based on the theory that states should execute their own pure food law.

Criticize Reserve Policy

Representative Mondell of Wyoming in discussing the forest reserve policy today said that no one could deny that the policy of paternalism was centralization, "and that policy should not be extended in this nation any further than is absolutely necessary. It must and will be a hardship and irritation incident to paternalism," he said.

"We cannot get away from them and we should object to having reserves used as a means for an increased cost of products of the reserves to the people of that region."

"I do not intend to criticize generally the forest service. I have the highest regard for the gentlemen at the head of the service. I believe that in the main they are administering the reserves in a fair and reasonable way, but it illustrates the tendency of this sort of thing, the inevitable effect of bureaucratic government."

After emptying nearly fifty pages of the bill the house adjourned until tomorrow.

BIG LOCOMOTIVE FACTORY BURNED

Section of Baldwin Plant in Philadelphia With Loss of Million

By Associated Press.

PHILADELPHIA, January 29.—Fire which started an explosion in the paint shop destroyed an entire section of the big Baldwin Locomotive works tonight, entailing a loss of \$1,000,000. The destroyed building was 175 feet long and 115 feet deep, immediately adjoining the main office at Broad and Spring Garden streets. These buildings threatened other departments and the entire fire department was called out. About 1,000 men were employed in the burned building, which was five stories high.

The fire was discovered a few minutes before 6 o'clock, when the workmen were preparing to leave. Though the flames spread quickly, all were able to get out safely. Shortly after the fire started the wall on Spring Garden street fell and one fireman and three workmen were caught by the falling bricks, but received only slight bruises. The fire

men succeeded in getting the flames under control within an hour.

The Baldwin Locomotive works is the largest industrial plant in the United States. The fire will not greatly hinder the work.

Deadlock in New Jersey

By Associated Press.
TRENTON, N. J., January 29.—The New Jersey legislature today took three ballots for the senatorship without result.

NORTHWEST IS STILL WITHOUT COAL OR FOOD

By Associated Press.

MINNEAPOLIS, Minn., January 29.—The snow blockade and fuel famine in the northwest continues, and relief seems as remote as ever. Another snow storm has swept North Dakota and Minnesota. Hundreds of cars of coal and groceries which started westward in the wake of the rotaries may not reach their destinations for days or weeks.

ICE TRUST GETS NO RELIEF IN HIGH COURT

By Associated Press.

NEW YORK, January 29.—The appellate division has handed down a decision affirming the verdict of the lower court against the American Ice company in favor of the city for alleged violations of the ordinance relating to short weights. Fifty violations were entered against the company, with a penalty of \$25 in each case. By the decision the ice company is held responsible for the acts of its drivers.

NOTED OUTLAW FINALLY TAKEN

Gomez Wanted for Many Murders Caught Near El Paso by New Mexico Sheriff

By Associated Press.

EL PASO, Texas, January 29.—After being chased for four years E. Gomez, charged with being one of the most brutal and reckless of all desperadoes that made the border notorious, was captured near El Paso today by Sheriff Owen of Lincoln county, New Mexico. A long list of murders is charged against Gomez, who is a mixture of Indian, negro and Mexican.

MEXICO NOT TO ADMIT ICE FREE

Manufacturers on American Side Notified that Duty Will Be Imposed

By Associated Press.

EL PASO, Texas, January 29.—Ice manufacturers along the border have been notified that the Mexican government will soon place a duty on ice. Nearly all the ice consumed in northern Mexico is manufactured on the Texas side and enters Mexico free of duty. The Mexican tariff on ammonia is so high as to make it impossible to manufacture ice in Mexico in competition with the ice admitted free.

WEST VIRGINIA MINE DISASTER

EIGHTY KILLED

Dust-Explosion Brings Instant Death to Men Working 500 Feet Underground.

MOST OF VICTIMS WERE AMERICANS

Disaster—Worst in History of the State—Rescuers Lowered in Bucket Are Overcome by Gas—None Can Be Saved

By Associated Press.

CHARLESTON, W. Va., January 29.—With a detonation heard for miles and hurling debris hundreds of feet into the air, dust in the Stuart mine near Fayetteville exploded, the explosion bringing death to eighty or more men who were at work 500 feet below the surface. There is no chance that any can be taken out alive, for it is thought the terrific force of the explosion snuffed out their lives instantly. It will not be possible for rescuers to reach the bottom of the shaft for forty-eight hours.

Worst in State's History

The disaster is perhaps the worst, in number killed, in the history of the state. Most of the men were Americans, many of them married men with large families. A dozen or more colored men and about twenty aliens are among the victims.

Rescue work was begun as soon as the shaft-house was repaired. About two hours after the explosion three men were lowered into the shaft in a bucket, but before descending fifty feet they were overcome by gas and barely able to signal up, and further attempts were abandoned.

Only One Opening

Air was supplied by large fans, but the mechanism became damaged and if the men are not all killed they may have air enough to survive until the rescuers reach them.

The Stuart mine has one opening only, although an entry had been driven to connect with a parallel mine a short distance away. The shaft has three compartments, two for cages and one for air. Smoke and dust pour into the air shaft for hundreds of feet from the ventilating compartments and it was wrecked.

It is stated that nearly all of the men were at work in the entries near the bottom of the shaft. No official announcement of the disaster or its cause has been made.

Perhaps Fair Tomorrow

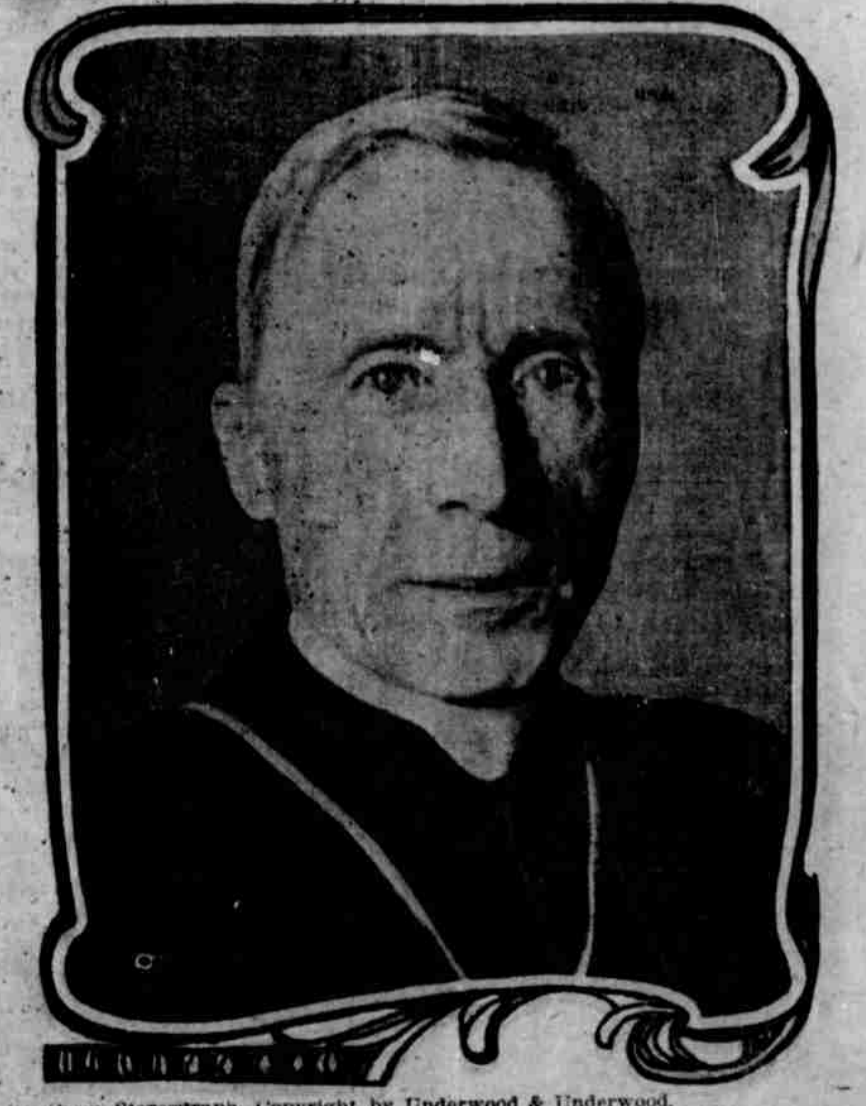
By Associated Press.

WASHINGTON, January 29.—Forecast for Arizona: Rain or snow in northern portion; rain in southern portion Wednesday; Thursday fair in the south and rain or snow in northern portion.



VICTOR MURDOCK, "FATHER OF DENATURED ALCOHOL"

Victor Murdock of Kansas is one of the younger congressmen who are being heard from by the nation at large. He may be called the "father of denatured alcohol," having introduced the first bill to remove the tax on industrial alcohol. Recently he made the discovery that, through a lax method of weighing the mails, the United States is paying the railroads about \$5,000,000 a year more than should be paid for transportation. Mr. Murdock is in his thirty-sixth year. He has been elected to congress three times in less than four years, his first election being to fill a vacancy. The young congressman has been a newspaper man ever since his early youth. His home is in Wichita, Kan.



From Stereograph. Copyright by Underwood & Underwood.

NEW PICTURE OF CARDINAL GIBBONS.

Cardinal Gibbons, the only American wearer of the red hat, makes his home in his native city, Baltimore. He has held the cardinalate since 1898. He was born James Gibbons in 1834. Not long before his parents had emigrated from Ireland. At an early age the boy was taken to Ireland, where his education began. He returned to the United States at the age of fourteen. Owing partly to his high rank in the Roman Catholic church and partly to his own graciousness and learning Cardinal Gibbons has attained wide popularity. He is very active in church duties and presides at important functions from time to time in various cities.